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 (Attorney for the United States Trustee)

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF MONTANA

In re)	Case No. 06-60855-11
)	
INCREDIBLE AUTO SALES, L.L.C.,)	NOTICE OF HEARING
)	Date: March 20, 2007
Debtor.)	Time: 9:00 a.m.
)	Location: 5th Fl. Courtroom
)	316 N. 26th Street
)	Billings, Montana

UNITED STATES TRUSTEE'S OBJECTION TO DEBTOR'S MOTION
TO CONTINUE HEARING ON MOTION TO CONVERT

United States Trustee Ilene J. Lashinsky ("UST"), through her undersigned attorney,
 Daniel P. McKay, respectfully objects to the Debtor's Motion to Continue the hearing on the
 UST's Motion to Convert. The UST learned from Debtor's attorney in the afternoon of Friday,
 March 9, 2007, that business records of the Debtor had been removed from the Debtor's business
 premises. The undersigned, earlier that day, had told Debtor's attorney that the UST would
 consent to a continuance of the hearing on the UST's Motion to Convert. After receiving the
 news about the missing business records, the undersigned attempted to call Debtor's attorney
 that, in light of this very serious development, the UST could not consent to a continuance of the
 hearing. The undersigned could not reach Debtor's attorney, but left a message on his voice
 mail.

It is imperative that the UST's Motion to Convert be heard at the earliest possible time.
 This case should be converted to chapter 7 so that an independent trustee can be appointed. The
 disappearance of business records is a further indication that there are ongoing losses to, and

1 diminution of this bankruptcy estate and that grounds for conversion exist under 11 U.S.C.
2 § 1112(b)(4)(A).

3 WHEREFORE, the United States Trustee objects to the Debtor's Motion to Continue the
4 hearing on the United States Trustee's Motion to Convert.

5 WHEREFORE, the United States Trustee objects to Debtor's Application to Employ
6 Attorney.

7 DATED this 13th day of March, 2007.

8 Respectfully Submitted

9 ILENE J. LASHINSKY
10 United States Trustee

11 /s/ Daniel P. McKay
12 DANIEL P. McKAY
13 Attorney for United States Trustee

14 CERTIFICATE OF SERVICE

15 I, the undersigned, Attorney for Office of U.S. Trustee, do hereby certify under penalty of
16 perjury that a copy of the within and foregoing Objection to Application to Employ Attorney was
17 served on the 13th day of March, 2007, through the Court's ECF system, on the following:

18 Ross R. Richardson
19 rossrichardon@qwest.net

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20 Lisa Swan Semansky
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4
5 /s/ Daniel P. McKay
6 Daniel P. McKay